

to the Division of Case Classification and Control, Office of Program Operations (542), Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

(d) *Information.* Each request shall contain the following information:

(1) The name and address of the plan for which the plan amendment is being submitted, and the telephone number of the plan sponsor or its authorized representative.

(2) A copy of the executed amendment, including the proposed effective date.

(3) A statement certifying that notice of the adoption of the amendment and the request for approval filed under this part has been given to all employers who have an obligation to contribute under the plan and to all employee organizations representing employees covered under the plan.

(4) A statement indicating how the withdrawal rules in the plan amendment would operate in the event of a sale of assets by a contributing employer or the cessation of the obligation to contribute or the cessation of the obligation to contribute or the cessation of covered operations by all employers.

(5) A copy of the plan's most recent actuarial valuation.

(6) For each of the previous five plan years, information on the number of plan participants by category (active, retired and separate vested) and a complete financial statement. This requirement may be satisfied by the submission for each of those years of Form 5500, including schedule B, or similar reports required under prior law.

(7) A detailed description of the industry to which the plan amendment will apply, including information sufficient to demonstrate the effect of withdrawals on the plan's contribution base, and information establishing industry characteristics which would indicate that withdrawals in the industry do not typically have an adverse effect on the plan's contribution base. Such industry characteristics include the mobility of employees, the intermittent nature of employment, the project-by-project nature of the work, extreme fluctuations in the level of an employer's covered work under the plan, the existence of a consistent pattern of entry and withdrawal by employers, and the local nature of the work performed.

(e) *Supplemental information.* In addition to the information described in paragraph (d) of this section, a plan may submit any other information it believes is pertinent to its request. The PBGC may require the plan sponsor to submit any other information the PBGC

determines it needs to review a request under this part.

§ 2645.4 PBGC action on requests.

(a) *General.* The PBGC shall approve a plan amendment providing for the application of special complete or partial withdrawal liability rules upon a determination by the PBGC that the plan amendment—

(1) Will apply only to an industry that has characteristics that would make use of the special withdrawal rules appropriate; and

(2) Will not pose a significant risk to the insurance system.

(b) *Notice of pendency of request.* As soon as practicable after receiving a request for approval of a plan amendment containing all the information required under § 2645.3, the PBGC shall publish a notice of the pendency of the request in the *Federal Register*. The notice shall contain a summary of the request and invite interested persons to submit written comments to the PBGC concerning the request. The notice will normally provide for a comment period of 45 days.

(c) *PBGC decision on request.* After the close of the comment period, PBGC shall issue its decision in writing on the request for approval of a plan amendment. Notice of the decision shall be published in the *Federal Register*.

Issued at Washington, D.C. on this 22d day of February, 1982.

Robert E. Nagle,
Executive Director, Pension Benefit Guaranty Corporation.

[FR Doc. 82-7915 Filed 3-23-82; 8:45 am]

BILLING CODE 7708-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[A-5-FRL 2062-1]

Michigan; Approval and Promulgation of Implementation Plans

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of final rulemaking.

SUMMARY: The purpose of today's rulemaking is to announce final approval of Consent Order No. 12-1981 and APC 19-1981 as revisions to the Michigan State Implementation Plan (SIP) for the Dow Chemical Company (Dow). EPA approves Consent Order APC No. 19-1981 which provides for control of sulfur dioxide (SO₂) and total suspended particulates (TSP) emissions from the company's West Side and

South Side power plants in Midland County, Michigan. EPA also approves Consent Order 12-1981 which establishes a schedule for installation of TSP control devices and sets October 1, 1982 as the compliance date for TSP emissions from the liquid waste incinerator in Dow's Building 830.

EFFECTIVE DATE: This action is effective April 23, 1982.

ADDRESSES: Copies of this SIP revision are available for review at the following addresses:

Air Programs Branch, Region V, U.S. Environmental Protection Agency, 230 South Dearborn Street, Chicago, Illinois 60604;

Michigan Department of Natural Resources, Air Quality Division, State Secondary Government Complex, General Office Building, 7150 Harris Drive, Lansing, Michigan 48917;

Public Information Reference Unit, U.S. Environmental Protection Agency; 401 M Street, S.W. Washington, D.C. 20460.

FOR FURTHER INFORMATION CONTACT:

Toni Lesser, Regulatory Analysis Section, Air Programs Branch, Region V, U.S. Environmental Protection Agency, 230 South Dearborn Street, Chicago, Illinois 60604 (312) 886-6037.

SUPPLEMENTARY INFORMATION: On December 28, 1981 (46 FR 62665) EPA proposed approval of Consent Orders 12-1981 and APC 19-1981 for the Dow Chemical Company located in Midland County, as revisions to the Michigan SIP. No comments were received on either SIP revision.

Consent Order No. 12-1981

On June 26, 1981, the State of Michigan submitted to EPA Consent Order No. 12-1981. The Consent Order provides a schedule for installation of air pollution control devices and/or other equipment to control particulate emissions from the liquid waste incinerator in Building 830 at Dow's Midland plant. The schedule establishes a final particulate emissions compliance date of October 1, 1982. By that time, particulate emissions from the incinerator must not exceed 0.1 pounds of particulate matter per every 1000 pounds of exhaust gases, corrected to 50% excess air. This emission limitation is the same as specified for liquid waste incinerators in Table 31 of Michigan R336.1331.

EPA has reviewed Consent Order No. 12-1981 and concluded that its provisions will not interfere with attainment and maintenance of the TSP primary national ambient air quality standards (NAAQS). In fact, this

revision will contribute to the State's goal of attainment and maintenance of the secondary TSP NAAQS as expeditiously as practicable and prior to Michigan's federally approved secondary attainment date of October 1, 1984. Therefore, EPA approves Consent Order No. 12-1981 for the Dow Chemical Company as part of the Michigan SIP.

Consent Order APC No. 19-1981

On August 24, 1981, the State of Michigan submitted Consent Order APC No. 19-1981 to EPA. The Order contains an alternative control strategy for particulate and (SO₂) emissions for Dow's West Side and South Side power plants. On October 16, 1981 the State of Michigan submitted a letter to EPA clarifying which sections of Consent Order APC No. 1981 were intended for rulemaking action.

EPA has reviewed Consent Order APC No. 19-1981 and has concluded that the Consent Order will provide for the attainment and maintenance of the primary TSP NAAQS by December 31, 1982, and the secondary TSP NAAQS before October 1, 1984. The Consent Order will result in substantial enforceable reductions in particulate emissions from present actual emissions. For these reasons, EPA approves Consent Order No. 19-1981 for the Dow Chemical Company, as part of the Michigan SIP.

Pursuant to the provisions of 5 U.S.C. 605(b), the Administrator on January 27, 1981 (46 FR 8709) certified that approvals of SIPs under sections 110 and 172 of the Clean Air Act would not have a significant economic impact on a substantial number of small entities. Because this final action approves a State action taken pursuant to sections 110 and 172 of the Clean Air Act, it falls within this certification. Further, it imposes no new requirements beyond those which the State has already imposed.

This regulation was exempted from review by the Office of Management and Budget under Section 3 of Executive Order 12291.

Under section 307(b)(1) of the Clean Air Act, judicial review of this action is available only by the filing of a petition for review in the United States Court of Appeals for the appropriate circuit on or before May 24, 1982. Under section 307(b)(2) of the Clean Air Act, the requirements which are the subject of today's notice may not be challenged later in civil or criminal proceedings brought by EPA to enforce those requirements.

Note.—Incorporation by reference of the SIP for the State of Michigan was approved

by the Director of Federal Register on July 1, 1981.

(Secs. 110 and 172 of the Clean Air Act (42 U.S.C. 7410 and 7502))

Dated: March 1, 1982.

Anne M. Gorsuch,
Administrator.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Part 52 of Chapter 1, Title 40, Code of Federal Regulations is amended as follows:

Subpart X—Michigan

1. Section 52.1170 is amended by adding paragraphs (c)(52) and (c)(53) as follows:

§ 52.1170 Identification of plan.

(c) * * *

(52) On June 26, 1981, the State of Michigan, Department of Natural Resources, submitted to EPA Consent Order No. 12-1981 for controlling particulate emissions from the liquid waste incinerator in Building 830 at the

Dow Chemical Company's Midland plant. The Consent Order provides a schedule which establishes a final particulate emissions compliance date of October 1, 1982.

(53) On August 24, 1981, the State of Michigan, Department of Natural Resources, submitted to EPA Consent Order APC No. 19-1981 for controlling particulate emissions from Dow's West Side and South Side powerplants. On October 16, 1981, the State of Michigan submitted a letter to EPA clarifying specific sections intended for EPA's rulemaking action. All particulate emission sources at Dow must comply with various parts of Michigan's SIP by December 31, 1985. The Consent Order does not interfere with the attainment of the primary particulate NAAQS standard by December 31, 1982 or the secondary particulate NAAQS by October 1, 1984.

2. Section 52.1175(e) is amended by adding compliance scheduled for the Dow Chemical Company.

§ 52.1175 [Amended]

(e) * * *

MICHIGAN

Source	Location	Regulations involved	Date schedule adopted	Final compliance date
Midland County				
Dow Building 830	Midland	R336.1331	June 15, 1982	Oct. 1, 1982.
Dow Chemical	Midland	R336.1301 and R336.1331	July 21, 1982	Dec. 31, 1985.

[FR Doc. 82-7914 Filed 3-23-82; 8:45 am]

BILLING CODE 6560-38-M

40 CFR Parts 60 and 61

[A-4-FRL-2080-3]

Standards of Performance for New Stationary Sources National Emission Standards for Hazardous Air Pollutants; Mississippi: Delegation of Authority

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: The amendments institute certain address changes for reports and applications required from operators of certain sources subject to Federal regulations. EPA has delegated to the State of Mississippi authority to review new and modified sources. The delegated authority includes the review

under 40 CFR Part 60 for the standards of performance for new stationary sources and review under 40 CFR Part 61 for national emission standards for hazardous air pollutants. A notice announcing the delegation of authority was published in the Notices section of the March 22, 1982 issue of the Federal Register. These amendments provide that all reports, requests, applications, submittals, and communications previously required for the delegated reviews will now be sent to the Bureau of Pollution Control, Department of Natural Resources, P.O. Box 10385, Jackson, Mississippi 39209.

EFFECTIVE DATE: November 30, 1981.

FOR FURTHER INFORMATION CONTACT:

Ms. Denise W. Pack, Air Programs Branch, Environmental Protection Agency, Region IV, 345 Courtland Street,